

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

THE BOARD OF TRUSTEES FOR THE
CEMENT MASONS HEALTH &
WELFARE TRUST FUND FOR
NORTHERN CALIFORNIA, et al.,

Plaintiffs,

v.

SAMUEL MAGANA CASTILLO, et al.,
Defendants.

Case No. 14-cv-04826-TEH


**ORDER RE: PROOF OF AUDIT FOR
PLAINTIFF'S MOTION FOR
DEFAULT JUDGMENT**

Plaintiff's motion for default judgment seeks, in part, liquidated damages and interest based upon unpaid and late contributions to the Trust Fund. Mot. at 2, 4 (Docket No. 26). In support of Plaintiff's claim for liquidated damages and interest, Plaintiff cites Section 8(G) of the Cement Masons Master Labor Agreement, which provides: "The Individual Employer who is found to be delinquent **as a result of an audit** will pay and satisfy such delinquency with accrued interest and in addition, pay liquidated damages." Ex. B to Lauziere Decl. at Section 8(G)(2) (Docket No. 22-2) (emphasis added).

At or before the hearing on **May 4, 2015**, Plaintiff is instructed to provide proof of the audit pursuant to which it seeks liquidated damages and interest under Section 8(G)(2) of the Master Agreement.

IT IS SO ORDERED.

Dated: 04/27/15


THELTON E. HENDERSON
United States District Judge